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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 8th December 2004

No. 11220–li/1(BH)-53/1999-L. E.–In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 4th October 2004 in Industrial Dispute Case No. 42-2000 of the Presiding Officer, Labour Court, Bhubaneswar to whom the industrial disputes between the Executive Engineer, Minor Irrigation Division, Balasore and its workman Shri Banamali Pati was referred for adjudication is hereby published as in the Schedule below :

### SCHEDULE

#### IN THE LABOUR COURT, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 42 OF 2000

Dated the 4th October 2004

#### *Present :*

Shri P. K. Sahoo, O.S.J.S. (Jr. Branch)  
Presiding Officer, Labour Court  
Bhubaneswar.

#### *Between :*

The Executive Engineer .. First Party–Management  
Minor Irrigation Division, Balasore.

And

Shri Banamali Pati .. Second Party–Workman  
At Mulakudhei, P.O. Padagaon,  
P.-S. Khantapada, Dist. Balasore.

#### *Appearances :*

For both the Parties .. None

## AWARD

The Government of Orissa in the Labour & Employment Department vide memo No. 3714(5)-L.E., dated the 9th March 2000 in exercise of powers conferred by sub-section (5) of Section 12, read with clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 have referred the matter in dispute to this Court vide Labour & Employment Department Notification No. 8007-L. E., dated the 18th July 1985, read with notification No. 5323-L.E., dated the 18th May 1998 for adjudication.

“Whether the action of the Executive Engineer, M. I. Division, Balasore in terminating the employment of Shri Banamali Pati, D. L. R. with effect from the 1st September 1998 is legal and/or justified ? If not, what relief he is entitled to ?”

2. The workman is absent on repeated calls. No steps taken on his behalf. Similarly the management is also absent and no steps taken on its behalf. The perusal of the case record clearly emerges that both the management and the workman are absent. In such view of the matter, a no dispute Award is passed accordingly.

Dictated and corrected by me.

P. K. SAHOO  
4-10-2004  
Presiding Officer  
Labour Court  
Bhubaneswar.

P. K. SAHOO  
4-10-2004  
Presiding Officer  
Labour Court  
Bhubaneswar.

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By order of the Governor  
D. MISHRA  
Under-Secretary to Government